

Filed for intro on 01/28/98  
SENATE BILL 3004 By  
Carter

HOUSE BILL 2819  
By McDaniel

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 7 and Title 40, Chapter 7, Part 1, relative to criminal offenses and procedures.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-7-103(a), is amended by adding the following new subdivision:

(9) For a delinquent act committed on school property;

SECTION 2. Tennessee Code Annotated, Section 40-7-103(a), is further amended by adding the following new subdivision:

(10) Who has been involved in a traffic accident and who has violated §55-50-504.

SECTION 3. Tennessee Code Annotated, Section 39-17-701, is amended by designating the existing language as subsection (a) and by adding the following new subsection:

(b) For the purpose of only this part, the term "alcoholic beverage" has the same meaning as used in §57-3-101 and includes the term "wine" as defined in §57-3-101 and "beer" as defined in §57-6-102.

SECTION 4. Tennessee Code Annotated, Section 39-17-702, is amended by deleting subsection (a) and substituting instead the following:

**\*500000000\***

50000000

**\*010012\***

\*01001228\*

It is unlawful for any person to sell an alcoholic beverage in any establishment unless the establishment is operating in compliance with all laws governing the sale of alcoholic beverages in such establishments.

SECTION 5. Tennessee Code Annotated, Section 39-17-703, is amended by deleting the section in its entirety and by substituting instead the following:

(a) Unless authorized by Title 57, a person may not receive, possess, or transport with the intent to redistribute or resell in this state any alcoholic beverage for which the appropriate taxes have not been paid.

(b) A violation of this section is a Class A misdemeanor.

SECTION 6. Tennessee Code Annotated, Section 39-17-704(a), is amended by deleting the language "intoxicating beverages" and substituting instead the language "alcoholic beverage".

SECTION 7. Tennessee Code Annotated, Section 39-17-705(2), is amended by deleting the language "and other intoxicating liquors".

Tennessee Code Annotated, Section 39-17-705(2), is further amended by deleting the language "liquor, or".

SECTION 8. Tennessee Code Annotated, Section 39-17-705, is amended by deleting subdivision (5) and by substituting instead the following:

Any person to transport an alcoholic beverage not in excess of the quantity permitted by 19 U.S.C. § 1202, Item 813.30, notwithstanding that such alcoholic beverage may be transported without the proper revenue affixed thereto, if such alcoholic beverage was purchased outside the United States and brought into the state through an airport designated as a point of origin and destination for international passengers and cargo.

SECTION 9. Tennessee Code Annotated, Section 39-17-706(a), is amended by deleting the language “intoxicating beverages” and by substituting instead the language “alcoholic beverages”.

SECTION 10. Tennessee Code Annotated, Section 39-17-707, is amended by deleting the language “intoxicating liquor” and by substituting instead the language “an alcoholic beverage”.

SECTION 11. Tennessee Code Annotated, Section 39-17-713, is amended by deleting the language “intoxicating liquors, including wine, ale, or beer,” and by substituting instead the language “alcoholic beverage”.

SECTION 12. This act shall take effect July 1, 1998, the public welfare requiring it.